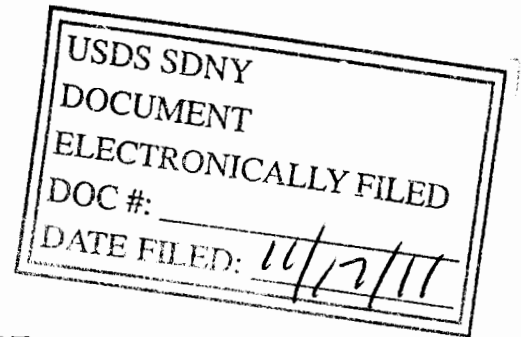


BAEAS.

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**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK**

JOHANNA FOODS, INC.,  
20 Johanna Farms Road, Flemington, NJ 08822

Plaintiff,

v.

TOOBRO HOLDINGS TBF LLC,  
955 Browsers Point Branch, Woodmere, NY 11598,

TOOBRO DAG LLC,  
955 Browsers Point Branch, Hewlett Neck, NY 11598,

TOOBRO NY LLC,  
955 Browsers Point Branch, Hewlett Neck, NY 11598,

TOOBROVILLE, LLC,  
955 Browsers Point Branch, Hewlett Neck, NY 11598,

TOOBROS, INC.,  
137-65 Queens Blvd., Briarwood, NY 11435,

TOOBRO, LLC,  
955 Browsers Point Branch, Woodmere, NY 11598,

LAKLIN LABS, INC.,  
511 Barry Street, Bronx, NY 10474,

MENDEL BISTRITZKY,  
955 Browsers Point Branch, Woodmere, NY 11598,

STEVE BISTRITZKY,  
214 West 92<sup>nd</sup> Street, Apartment A, New York, NY 10025,

Defendants.

CIVIL ACTION

NO: 1:11-cv-03174-HB

**FINAL JUDGMENT BY  
DEFAULT AGAINST  
DEFENDANTS MENDEL  
BISTRITZKY AND STEVE  
BISTRITZKY**

This action having been commenced on May 6, 2011 with the filing of a summons and complaint; and it appearing that a true copy of the summons and complaint in this matter were served on Defendant Mendel Bistrizky, by personally delivering the summons and complaint to a person of suitable age and discretion at Defendant Mendel Bistrizky's actual place of residence on May 26, 2011, and that a proof of service was filed on June 8, 2011, and that Defendant Mendel Bistrizky has not answered or otherwise responded to the complaint; and it further appearing that a true copy of the summons and complaint were served on Defendant Steve Bistrizky, by personally delivering the summons and complaint to Steve Bistrizky at his actual place of residence on May 24, 2011, and that a proof of service was filed on May 27, 2011, and that Defendant Steve Bistrizky has not answered or otherwise responded to the complaint; and the time for answering the complaint having expired as to both defendants; and said defendants having been served with notice of plaintiff's application for default judgment; it is

ORDERED, ADJUDGED AND DECREED: That the plaintiff have judgment against Defendant Mendel Bistrizky and Defendant Steve Bistrizky jointly and severally in the amount of \$167,208.86 plus \$<sup>241.80</sup> in additional interest through the date hereof at a per diem rate of \$7.82.

Dated: New York, New York  
11/17, 2011



Honorable Harold Baer, Jr., U.S.D.J.

This document was entered on the docket  
on \_\_\_\_\_.